



1641

PATENT
PD-0294 DIV

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of) Examiner: Lam, Ann Y.
Alfred E. Mann et al.)
Serial No.: 10/062,838) Art Unit: 1641
Filed: January 31, 2002)
For: EXTERNAL INFUSION DEVICE WITH)
REMOTE PROGRAMMING, BOLUS)
ESTIMATOR AND/OR VIBRATION ALARM)
CAPABILITIES)

SUPPLEMENTAL TRANSMITTAL OF INFORMATION
DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

1. ☐ The information disclosure statement submitted herewith is being filed within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office Action on the merits, whichever event occurs last. 37 C.F.R. §1.97(b).
2. ☐ The information disclosure statement transmitted herewith is being filed *after* three months of the filing date of this national application or the date of entry of the national stage as set forth in §1.491 in an international application or after the mailing date of the first Office Action on the merits, whichever event occurred last but *before* the mailing date of either:
 - (1) a final action under §1.113 or
 - (2) a notice of allowance under §1.311
 - (3) or an action that otherwise closes prosecution.

CERTIFICATION OR FEE

A. Included with this transmittal is

- i. ☐ a certification (set forth below) in accordance with 37 C.F.R. §1.97(e). (If for any reason the certificate set forth below should be unsatisfactory, the Commissioner is provisionally authorized to charge the \$180 fee (37 C.F.R. §1.17(p)) to Deposit Account No. 50-0621. A copy of this sheet is enclosed.)

OR

- ii. ☐ the attached fee set forth in 37 C.F.R. §1.17(p) for submission of an information disclosure statement under §1.97(c). (\$180.00).
3. ☒ The information disclosure statement transmitted herewith is being filed *after* a final action under §1.113 or a notice of allowance under §1.311, or an action that otherwise closes prosecution, whichever occurs first, but before, or simultaneously with the payment of the issue fee.

CERTIFICATION, PETITION AND FEE

- A. In accordance with the requirements of 37 C.F.R. §1.97(d):
- i. Set forth below is a certification as specified in 37 C.F.R. §1.97(e).
 - ii. Applicant hereby petitions for the consideration of the accompanying information disclosure statement. 37 C.F.R. §1.97(d)(ii).
 - iii. Applicant submits the petition fee set forth in §1.17(i)(1). (\$180.00). **Applicant has already paid this fee with a corresponding e-IDS filed on the same date. Accordingly no further fee should be due.**

CERTIFICATION

(Required if 2Ai or 3 above is marked)

4. I, the person signing below, certify
- ☐ that each item of information contained in the information disclosure statement was first cited in the attached communication from a foreign patent office in a counterpart foreign application and was not made in any communication dated more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(1).

OR

- ☒ that no item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application or to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of the statement. 37 C.F.R. §1.97(e)(2).

STATEMENT OF RELEVANCE

5. ☒ Although these references may be considered cumulative and less relevant than art previously cited, the references cited in this supplemental IDS were raised in a litigation involving a patent in the same family. Out of an abundance of caution, these references are being submitted in this supplemental IDS.

6. ■ If it should be determined that for any reason either an insufficient fee or an excessive has been paid, please charge any insufficiency or credit any overpayment necessary to ensure consideration of the information disclosure statement for the above-identified application to Deposit Account No. 50-0621. A copy of this petition is enclosed.

Respectfully submitted,

MEDTRONIC MINIMED, INC.

Date: June 25, 2004

By: 

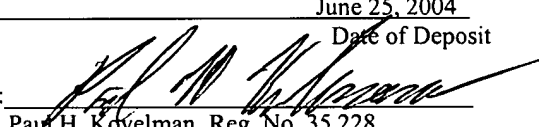
Paul H. Kovelman

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I hereby certify that this correspondence is being deposited
with the U.S. Postal Service with sufficient postage as first
class mail in an envelope addressed to:
Commissioner for Patents, Alexandria, VA 22313-1450

on: June 25, 2004
Date of Deposit

Signature: 

Paul H. Kovelman, Reg. No. 35,228

FORM PTO-1449
REV. 7.801

JUN 28 2004

U.S. Department of Commerce
PATENT AND TRADEMARK OFFICEAttorney Docket No.
PD-0294 DIVSerial No.
10/062.838

INFORMATION DISCLOSURE STATEMENT

(Use several sheets if necessary)

Applicant
Alfred E. Mann et al.Filing Date
January 31, 2002Group
1641

U.S. PATENT DOCUMENTS

Examiner Initial		Document Number	Date	Name	Class	Sub-Class	Filing Date If Appropriate
	AA						
	AB						
	AC						

FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Sub-Class	Translation
							Yes No
	AD	9 6 2 0 7 4 5	7/11/96	PCT	A61M	5/172	
	AE	9 6 3 6 3 8 9	11/21/96	PCT	A61M	31/00	
	AF	2 2 1 8 8 3 1	11/22/89	GB	G06F	15/42	

OTHER DOCUMENTS

(Including Author, Title, Date, Pertinent Pages, Etc.)

AG	Disetronic H-TRON® plus Reference Manual
AH	Disetronic H-TRON® plus Quick Start Manual
AI	MiniMed 506 Web Pages, (Nov. 11, 1996)
AJ	MiniMed 507 Web Pages - MiniMed 507 Specifications, (January 24, 1997)
AK	"Insulin Infusion Pump Therapy", Intensive Diabetes Management, (1995)
AL	"Reduction in Severe Hypoglycemia with Long-Term Continuous Subcutaneous Insulin Infusion in Type I Diabetes", Diabetes Care, Vol. 19, No. 4, (April 1996)
AM	"Carbohydrate Gram Counting: A Key to Accurate Mealtime Boluses in Intensive Diabetes Therapy", Practical Diabetology, Vol. 11, No. 2, (June 1992)
AN	Voice of the Diabetic, Vol. 11, No. 3, (Summer Edition 1996)
AO	<u>Pumping Insulin: The Art of Using an Insulin Pump</u> , John Walsh, P.A. and Ruth Roberts, M.A., Published by MiniMed (1989)

Examiner

Date Considered

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609: Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO-1489
REV. 7.801

JUN 28 2004

U.S. Department of Commerce
PATENT AND TRADEMARK OFFICE

INFORMATION DISCLOSURE STATEMENT

(Use several sheets if necessary)

Attorney Docket No.
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	AA						
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	AC						

FOREIGN PATENT DOCUMENTS

	Document Number	Date	Country	Class	Sub- Class	Translation	
						Yes	No
	AD						
	AE						
	AF						

OTHER DOCUMENTS

(Including Author, Title, Date, Pertinent Pages, Etc.)

AG	MiniMed Web Pages, "FAQ: The Practical Things...", (November 11, 1996)
AH	MiniMed Web Pages, "Wanted: a Few Good Belt Clips!", (January 24, 1997)
AI	"Continuous Subcutaneous Insulin Infusion [CSII] External Devices: Current Status", Update in Drug Delivery Systems, Futura Publishing Company, (1989)
AJ	"Continuous Subcutaneous Insulin Infusion: A Review of the Past and Its Implementation for the Future", Diabetes Spectrum, Vol. 7, No. 2, (March/April 1994)
AK	"Insulin Pump Therapy: Acceptable Alternative to Injection Therapy", Postgraduate Medicine, Vol. 99, No. 3, (March 1996)
AL	"Initiation and Management of Insulin Pump Therapy", The Diabetes Educator, Vol. 19, No. 1, (January/February 1993)
AM	"Intensive Insulin Therapy for Treatment of Type I Diabetes", Diabetes Care, Vol. 13, No. 12, (December 1990)

Examiner

Date Considered

* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.